



DANIEL HARRIGAN, MAYOR

## CITY OF AKRON, OHIO

*Margo Sommerville, President*

*Jeff Fusco, Vice-President*

*Mike Freeman, President Pro-Tem*

### Members of Council:

Jeff Fusco, <b>At-Large</b>	Tara Mosley, <b>Ward 5</b>
Linda Omobien, <b>At-Large</b>	Brad McKittrick, <b>Ward 6</b>
Ginger Baylor, <b>At-Large</b>	Donnie Kammer, <b>Ward 7</b>
Nancy Holland, <b>Ward 1</b>	Shammas Malik, <b>Ward 8</b>
Phil Lombardo, <b>Ward 2</b>	Mike Freeman, <b>Ward 9</b>
Margo Sommerville, <b>Ward 3</b>	Sharon Connor, <b>Ward 10</b>
Russel Neal, <b>Ward 4</b>	<a href="http://www.akroncitycouncil.org">www.akroncitycouncil.org</a>

### Council Agenda for November 21, 2022 **DRAFT**

Regular Meeting held on November 14, 2022. All members were present. Minutes of the previous meeting approved. Ayes: 12, Nays: 0 (Neal abstained).

### CONSENT AGENDA

- 1 ORDINANCE amending Ordinance No. 81-2022, passed March 28, 2022, which established the annual appropriation for the current expenses, other expenditures and the capital outlays of the City of Akron for the fiscal year ending December 31, 2022; and declaring an emergency. (11/7/22) (Budget & Finance)
- 2 ORDINANCE authorizing the Mayor or his designee, without the formality of publicly advertising for bids, to enter into a contract or contracts with Coleman Data Solutions for the provision of lock box form review, data entry, and migration to the City of Akron's Division of Tax; and declaring an emergency. (Budget & Finance)
- 3 RESOLUTION providing for the temporary appropriation for the current expenses and other expenditures of the City of Akron for the period of January 1, 2023 through March 31, 2023; and declaring an emergency. (Budget & Finance)
- 4 ORDINANCE authorizing the execution and delivery of a development agreement between the City of Akron and Drivege Vehicle Innovations, LLC, or its designee, for the creation of Drivege's new headquarters and consolidated operation in the former Chapel Hill Mall; and declaring an emergency. (Budget & Finance)

## **RULES (M. Freeman, Chair)**

### **TIME:**

- 1 RESOLUTION expressing opposition to Issue 10, a proposed charter amendment that is flawed and will lead to litigation and a waste of taxpayer dollars; reaffirming the City of Akron's support for a future amendment to Akron's Charter to include an independent Citizen Oversight Board and a related administrative office, related to Akron's Police Department; and declaring an emergency. (10/24/2022)

## **BUDGET & FINANCE (M. Freeman, Chair)**

### **NO ITEMS**

## **PLANNING & ECONOMIC DEVELOPMENT (J. Fusco, Chair)**

### **UP FOR PUBLIC HEARING NOVEMBER 21, 2022:**

- 1 ORDINANCE authorizing a Conditional Use to place an oversized internally illuminated EMC sign at 1350 Virginia Avenue; and declaring an emergency. (10/24/2022)
- 2 ORDINANCE authorizing a Conditional Use to establish an emergency youth shelter at 845 Crouse Street; and declaring an emergency. (10/24/2022)
- 3 ORDINANCE authorizing a Conditional Use to establish a Type A daycare at 899 Baird Street; and declaring an emergency. (10/24/2022)

### **FIRST READING AND REFERRED:**

- 4 ORDINANCE authorizing the execution of a development agreement with White Pond Reserve, LLC, or its designee; providing for the acquisition, sale and development of property within the White Pond-Frank Blvd. Urban Renewal Plan area; finding such Property is not needed for any public use, and related findings; and declaring an emergency. (11/14/2022)

### **REFERRED:**

- 5 D-576 Petition of Abraham Zabay for a Conditional Use to Establish an auto dealership at 338 N. Arlington Street (PC-2022-52-CU)
- 6 D-577 Petition of Yana Owens for a Conditional Use to establish a Type A daycare home at 393 E. Woodsdale Ave (PC-2022-70-CU)

- 7 D-578 Petition of Akron Zoological Park for a Conditional Use to construct a commercial facilities and grounds building at 389 Edgewood Avenue (PC-2022-69-CU)
- 8 D-579 Petition of Ja’Nae Young for a Conditional Use to establish a Type A daycare home at 1182 Tulip Street (PC-2022-68-CU)
- 9 D-580 Petition of Rick and Lesa Maconachy for a Conditional Use to construct an oversized garage additional at 525 Glenway Drive (PC-2022-67-CU)
- 10 D-581 Petition of Temple Hall Revival Group, LLC, for a Conditional Use to establish a special event center/banquet hall at 133 Merriman Road (PC-2022-72-CU)

TIME:

- 11 RESOLUTION adopting the 2023 Capital Investment and Community Development Program, legally referred to as the Capital Investment Budget; and declaring an emergency. (10/24/2022) (Public Hearing was held 10/31/2022) (Substitute was offered as an amendment 11/14/2022)
- 12 D-560 Petition of LKQ Midwest for a Conditional Use to expand an auto salvage business at 1480 E. Archwood Avenue (PC-2022-55-CU)
- 13 D-561 Petition of St. Paul Missionary Baptist Church for a Conditional Use to place an oversized internally illuminated EMC sign at 1350 Virginia Avenue (PC-2022-59-CU)
- 14 D-562 Petition of Harmony House for a Conditional Use to establish an emergency youth shelter at 845 Crouse Street (PC-2022-60-CU)
- 15 D-563 Petition of Shaquela Mahdee-Moore for a Conditional Use to establish a Type A daycare center at 899 Baird Street (PC-2022-61-CU)
- 16 ORDINANCE authorizing a Conditional Use to expand a business at 745 E. Archwood Avenue; and declaring an emergency. (9/12/2022) (Public Hearing was held 10/3/2022)
- 17 ORDINANCE authorizing a Conditional Use to establish a Type A daycare home at 2235 Yerrick Circle; and declaring an emergency. (9/12/2022) (Public Hearing was held 9/19/2022)
- 18 D-534 Petition of RVR Realty & Investment for a Conditional Use to expand a business at 745 E. Archwood Avenue (9/12/2022)

- 19 D-519 Petition of Teonka Pickett for a Conditional Use to establish a Type A daycare home at 2235 Yerrick Circle (PC-2022-37-CU)
- 20 D-500 Petition of Ramon Hernandez for a Conditional Use to establish a short-term rental at 1764 Thornapple Avenue. (6/6/2022)
- 21 ORDINANCE amending Title 15 “Land Usage”, Chapter 153, “Zoning Code” to reflect the enactment of the Title 15, Chapter 155 “Sign Code”; and declaring an emergency. (5/2/2022) (Public Hearing was held May 9, 2022)
- 22 ORDINANCE authorizing a Conditional Use to establish a Type A daycare home at 1363 Diagonal Road; and declaring an emergency. (12/6/21) (Public Hearing was held January 24, 2022)
- 23 D-371 Petition of Alicia Lee, for a Conditional Use to establish a Type A daycare home at 1363 Diagonal Road. (PC-2021-58-CU) (PC-2021-38-CU) (11/15/21)
- 24 ORDINANCE authorizing a Conditional Use to establish a Type A daycare home at 434 Clinton Avenue; and declaring an emergency. (Public Hearing was held 9/20/2021)
- 25 D-302 Petition of Mayamu Konneh for a Conditional Use to establish a Type A daycare home at 434 Clinton Avenue. (PC-2021-37-CU) (9/13/21)
- 26 ORDINANCE authorizing a Conditional Use to establish and construct an addition to a bed and breakfast at 814 Bloomfield Avenue; and declaring an emergency. (Public Hearing was held 9/13/21)
- 27 D-285 Petition of Louie Berrodin for a Conditional Use to establish a bed and breakfast and construct an addition at 814 Bloomfield Avenue (PC-2021-30-CU) (7/12/21)
- 28 ORDINANCE amending/supplementing Title 15, Chapter 153, “Zoning Code”, Section 153.140 “Definitions” and Section 153.310 “Business and Industry requirements” establishing a form-based Urban Overlay district for the East Market Street Corridor; and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)
- 29 ORDINANCE amending The Zoning Map by changing the Commercial Use District Classification (U4, H4, A5) on property located on the north side of East Exchange Street, west of South Arlington Street, and changing the Commercial Use District (U4, H2, A4 and U4, H2, A1) on

property located on the east side of South Arlington Street, south of East Exchange Street, to Retail Business Use District (U3, H2, A4); and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)

- 30 ORDINANCE authorizing a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue; and declaring an emergency. (Public Hearing was held 6/29/20)
- 31 D-45 Petition of Ngwe Tun for a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue (PC-2020-09-CU) (3/16/20)
- 32 ORDINANCE authorizing a Conditional Use to construct a parking lot on the east side of W. Center Street (PN 6716587); and declaring an emergency. (Public Hearing was held October 21, 2019)
- 33 D-774 Petition of Community Action Agency for a Conditional Use to construct a parking lot and the sale of City-owned land on W. Center Street. (Parcel No. 6716587) (PC-2019-63-CU & S) (9/16/19)
- 34 D-31. Petition of Lonnie Jones for a Conditional Use to establish a rooming house at 460 South Maple Street. (PC-2012-15) (4/16/12)

FILED:

- 35 D-566 Petition of Summit Toyota for a Conditional Use to construct a collision repair center at 1535 Vernon Odom Boulevard (PC-2022-64-CU)
- 36 D-567 Petition of Jason Mayfield for a Condition Use to construct an oversized garage at 845 Chinook Avenue (PC-2022-65-CU)

#### **PUBLIC SERVICE (T. Mosley, Chair)**

TIME:

- 1 ORDINANCE authorizing the Purchasing Agent, Service Director, or their designee, after publicly advertising for bids, to enter into a contract or contracts for the demolition and removal of the former Steel Treatment Building at 655 S. Broadway Street, Akron, Ohio 44311; and declaring an emergency. (10/31/2022)
- 2 ORDINANCE authorizing the Purchasing Agent, Director of Public Service, or their designee, after publicly advertising for bids, to enter into a contract or contracts for the demolition and removal of the Erie Island Elementary School building at 1534 Peckham Street, Akron, Ohio 44320; and declaring an emergency. (10/31/2022)

- 3        ORDINANCE authorizing the Director of Public Service, or his designee, after publicly advertising for bids, to enter into a contract or contracts for the construction of the Rubber Bowl Redevelopment project; and declaring an emergency. (10/31/2022)

**PUBLIC UTILITIES & GREEN (M. Freeman, Chair)**

NO ITEMS

**PUBLIC SAFETY (D. Kammer, Chair)**

NO ITEMS

**PARKS & RECREATION (P. Lombardo, Chair)**

NO ITEMS

**HOUSING & NEIGHBORHOOD ASSISTANCE (J. Fusco, Chair)**

NO ITEMS

**HEALTH & SOCIAL SERVICES (L. Omobien, Chair)**

NO ITEMS

**FILED**

D-13-22 Income Tax Receipts as of September 2022

D-575 Notice of New C1 Liquor Permit to Family Dollar Stores of Ohio LLC,  
1571 S Hawkins Ave, Ward 3

D-582 Strategic Plan Youth Violence Prevention April 15, 2019

**ORDINANCES & RESOLUTIONS PASSED AT PREVIOUS MEETING**

ORDINANCE NO. 307-2022 providing for the issuance and sale of notes in a principal amount not exceeding \$13,000,000 to pay the property owners' portion, in anticipation of the levy and collection of special assessments, of the cost of improving certain streets in the City, between certain termini, by providing street-cleaning services and street lighting; and declaring an emergency. Vote: 13-0.

ORDINANCE NO. 308-2022 authorizing a Conditional Use to construct a collision repair center at 1535 Vernon Odom Boulevard; and declaring an

emergency. Vote: 13-0.

ORDINANCE NO. 309-2022 authorizing a Conditional Use to construct an oversized garage at 845 Chinook Avenue; and declaring an emergency. Vote: 13-0.

ORDINANCE NO. 310-2022 authorizing the execution of a development agreement with Pur Charge Holdings #1, Ltd., or its designee; providing for the acquisition, sale and redevelopment of property at 250 North Howard Street; finding such Property is not needed for any public use, and related findings; and declaring an emergency. Vote: 13-0.

ORDINANCE NO. 311-2022 authorizing the execution of a development agreement with Middlebury Housing, LLC, or its designee; providing for the acquisition, sale and development of property at 23 Kent Street; finding such Property is not needed for any public use, and related findings; and declaring an emergency. Vote: 13-0.

RESOLUTION NO. 312-2022 opposing the parole of convicted murderer Arkmael Sales and urging the Ohio Parole Board to deny his request for release; and declaring an emergency. Vote: 13-0.

ORDINANCE NO. 313-2022 authorizing the Mayor or his designee, to apply for, and if awarded, accept and expend the FY 2022 Justice Assistance Grant (JAG) administered by the U.S. Department of Justice, Bureau of Justice Assistance; and declaring an emergency. Vote: 13-0.

RESOLUTION NO. 314-2022 congratulating the Akron Fire Division on being named the EMS Agency of the Year at the 2022 Ohio EMS Star of Life Awards; and declaring an emergency. Vote: 13-0.

**COMMITTEE MEETINGS**  
**Scheduled for November 21, 2022:**

1:00 P.M.	Planning & Economic Development	2:30 P.M.	Health & Social Services
1:45 P.M.	Parks & Recreation	2:45 P.M.	Public Utilities & Green
2:00 P.M.	Rules	3:00 P.M.	Budget & Finance
2:00 P.M.	Public Service	Subject to call	Housing & Neighborhood Assistance
2:15 P.M.	Public Safety		

**NEW LEGISLATION WILL BE ADDED PRIOR TO THE  
MEETING. PLEASE CHECK BACK FOR FINALIZED  
AGENDA.**